



Sen. Jacqueline Y. Collins

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09900HB6200sam001

LRB099 19719 RLC 49212 a

1 AMENDMENT TO HOUSE BILL 6200

2 AMENDMENT NO. _____. Amend House Bill 6200 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Legislative findings and intent. The General
5 Assembly finds that the ability of an individual incarcerated
6 to maintain contact with the community and family is critical
7 to a successful re-entry after release from prison. In
8 addition, many incarcerated people are parents. Communication
9 has been proven essential to the healthy development of their
10 children. Many people are incarcerated far away from where
11 their family and friends reside, which in some cases may be a
12 country outside the United States. Telephone calls are
13 frequently the only method available to maintain vital contact
14 with loved ones. The purpose of this legislation is to ensure
15 that people incarcerated can maintain contact with their loved
16 ones without creating an undue burden on the person
17 incarcerated or the recipient of phone calls. The General

1 Assembly intends that when determining the best value of a
2 telephone service, the lowest possible cost to the telephone
3 user shall be emphasized.

4 Section 5. The Unified Code of Corrections is amended by
5 changing Section 3-4-1 as follows:

6 (730 ILCS 5/3-4-1) (from Ch. 38, par. 1003-4-1)

7 Sec. 3-4-1. Gifts and Grants; Special Trusts Funds;
8 Department of Corrections Reimbursement and Education Fund.

9 (a) The Department may accept, receive and use, for and in
10 behalf of the State, any moneys, goods or services given for
11 general purposes of this Code by the federal government or from
12 any other source, public or private, including collections from
13 inmates, reimbursement of payments under the Workers'
14 Compensation Act, and commissions from inmate collect call
15 telephone systems under an agreement with the Department of
16 Central Management Services. For these purposes the Department
17 may comply with such conditions and enter into such agreements
18 upon such covenants, terms, and conditions as the Department
19 may deem necessary or desirable, if the agreement is not in
20 conflict with State law.

21 (a-5) Beginning January 1, 2018, the Department of Central
22 Management Services shall contract with the qualified vendor
23 who proposes the lowest per minute rate not exceeding 7 cents
24 per minute for debit, prepaid, collect calls and who does not

1 bill to any party any tax, service charge, or additional fee
2 exceeding the per minute rate, including, but not limited to,
3 any per call surcharge, account set up fee, bill statement fee,
4 monthly account maintenance charge, or refund fee as
5 established by the Federal Communications Commission Order for
6 state prisons in the Matter of Rates for Interstate Inmate
7 Calling Services, Second Report and Order, WC Docket 12-375,
8 FCC 15-136 (adopted Oct. 22, 2015). Telephone services made
9 available through a prepaid or collect call system shall
10 include international calls; those calls shall be made
11 available at reasonable rates subject to Federal
12 Communications Commission rules and regulations, but not to
13 exceed 23 cents per minute. This amendatory Act of the 99th
14 General Assembly applies to any new or renewal contract for
15 inmate calling services.

16 (b) On July 1, 1998, the Department of Corrections
17 Reimbursement Fund and the Department of Corrections Education
18 Fund shall be combined into a single fund to be known as the
19 Department of Corrections Reimbursement and Education Fund,
20 which is hereby created as a special fund in the State
21 Treasury. The moneys deposited into the Department of
22 Corrections Reimbursement and Education Fund shall be
23 appropriated to the Department of Corrections for the expenses
24 of the Department.

25 The following shall be deposited into the Department of
26 Corrections Reimbursement and Education Fund:

1 (ii) Moneys received or recovered by the Department of
2 Corrections as reimbursement for expenses incurred for the
3 incarceration of committed persons.

4 (ii) Moneys received or recovered by the Department as
5 reimbursement of payments made under the Workers'
6 Compensation Act.

7 (iii) Moneys received by the Department as commissions
8 from inmate collect call telephone systems.

9 (iv) Moneys received or recovered by the Department as
10 reimbursement for expenses incurred by the employment of
11 persons referred to the Department as participants in the
12 federal Job Training Partnership Act programs.

13 (v) Federal moneys, including reimbursement and
14 advances for services rendered or to be rendered and moneys
15 for other than educational purposes, under grant or
16 contract.

17 (vi) Moneys identified for deposit into the Fund under
18 Section 13-44.4 of the School Code.

19 (vii) Moneys in the Department of Corrections
20 Reimbursement Fund and the Department of Corrections
21 Education Fund at the close of business on June 30, 1998.

22 (Source: P.A. 90-9, eff. 7-1-97; 90-587, eff. 7-1-98.)

23 Section 99. Effective date. This Act takes effect January
24 1, 2017."